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## **Appellate Division Affirms Murder Conviction After Review from Higher Court**

### ***Arguments from ADA Steven Sharp Effectively Makes Law in New York***

ALBANY, NY – Albany County District Attorney P. David Soares today announced that the conviction of LAMARR REID, 31, formerly of Albany, was affirmed by the Appellate Division on remittal from the New York State Court of Appeals for a 2001 murder in the City of Albany. The Appellate Division decision can be found [here](#). This decision effectively addresses the right to confrontation and is in accordance with the New York State Court of Appeals findings.

REID was found guilty after jury trial in 2007 of (1) Count of Murder in the Second Degree, a Class B Felony, and was later sentenced to 25 years to life in State Prison by Judge Thomas A. Breslin in Albany County Court.

REID appealed the conviction and in 2011 the state Appellate Division unanimously reversed the 2007 murder conviction based on a question of whether the defendant was denied his right of confrontation during the trial. After reviewing arguments from Assistant District Attorney Steven Sharp, the New York State Court of Appeals reversed the Appellate Division on June 5, 2012 and reinstated the conviction and sentence of REID. The decision can be found [here](#). REID will be serving 25 years to life.

“County Court was well within its discretion in concluding that the course defendant took would mislead the jury, and that the jury should hear that the police had information that a third person *was not* involved, since it had heard that the police had information that said third person *was* involved,” said ADA Sharp.

On June 8, 2001, REID and co-defendant SHAHKENE JOSEPH approached 298 Second Street, Albany, NY and, believing their intended target to be behind the door, repeatedly fired their weapons including a shotgun and a semi-automatic rifle firing 7.62 caliber bullets. The victim was struck in the neck by a bullet from the semi-automatic rifle and in the shoulder from the shotgun blast. The victim died from the injuries caused by the defendants.

Co-defendant SHAHKENE JOSEPH, now 30, was convicted at a separate 2007 trial. He is serving 25 years to life in State Prison. JOSEPH's conviction was upheld by the Appellate Division in 2009.

The case was closed in mid-2005 by the persistence of Detective William Murphy and Anthony Ryan of the Albany Police Department and Agent Mark Maurino of the Bureau of Alcohol, Tobacco and Firearms. This team developed leads which lead them to REID and co-defendant, both of whom are serving sentences in the NYS Department of Corrections resulting from other firearms related crimes.

For more information, please contact Cecilia Logue.

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